UNITED STATES DISTRICT COURT CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES - GENERAL

Case No. CV 24-6498 FMO (KSx)			Date	January	6, 2025
Title Martha Mihich v. Midland Credit Management, Inc.					
e Honorable	Fernando M. Ol	guin, United States Dis	strict Ju	dge	
Vanessa Figueroa		None Present			
Deputy Clerk		Court Reporter / Recorder			
Attorneys Present for Plaintiffs:		Attorneys Present for Defendants:			
None Present		None Present			
Proceedings: (In Chambers) Order to Show Cause Re: Dismissal Re: Lack of Prosecution					
Absent a showing of good cause, an action must be dismissed without prejudice if the summons and complaint are not served on a defendant within 90 days after the complaint is filed. Fed. R. Civ. P. 4(m). Generally, a defendant must answer the complaint within 21 days after service (60 days if the defendant is the United States). Fed. R. Civ. P. 12(a). The court may dismiss the action prior to the 90 days, however, if plaintiff(s) has/have not diligently prosecuted the action. With respect to service of individuals and/or business entities in a foreign country, plaintiff shall exercise all reasonable diligence and attempt service within the 90-day time period. In the present case, it appears that one or more of these time periods has not been met. Accordingly, the court, on its own motion, orders plaintiff(s) to show cause in writing on or before January 13, 2025, why this action should not be dismissed for lack of prosecution. Pursuant to Fed. R. Civ. P. 78(b), the court finds that this matter is appropriate for submission without oral argument. The Order to Show Cause will stand submitted upon the filing of:					
swer by the foll	owing defendant(s): COMENITY	CAPITA	AL BANK	
X Plaintiff's application for entry of default pursuant to Fed. R. Civ. P. 55(a): COMENITY CAPITAL BANK					
ntiff's motion for default judgment pursuant to Fed. R. Civ. P. 55(b):					
on or before the date indicated above. Failure to file a timely response to this Order to Show Cause shall result in the action or the above defendant(s) being dismissed for lack of prosecution and for failure to comply with the orders of the court. <u>See</u> Local Rule 41; Fed. R. Civ. P. 4 & 41(b); <u>Link v. Wabash R.R. Co.</u> , 370 U.S. 626, 629-30, 82 S.Ct. 1386, 1388 (1962).					
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Initials of Preparer vdr				_	
	Martha Mihid Honorable Vanessa Figue Deputy Cler neys Present for None Present t a showing of d complaint are P. 4(m). Gene ays if the defection prior to the vith respect to exercise all reaches present case, in the court, on its 2025, why this P. 78(b), the court is application where by the foll of sapplication in NITY CAPITA If s motion for of the date indicates to comply with	Martha Mihich v. Midland Cre Honorable Fernando M. Ole Vanessa Figueroa Deputy Clerk The Present for Plaintiffs: None Present S: (In Chambers) Order Prosecution It a showing of good cause, and complaint are not served on a complaint are n	Martha Mihich v. Midland Credit Management, Index Honorable Pernando M. Olguin, United States Discovered Present for Plaintiffs: None Present S: (In Chambers) Order to Show Cause Re: Deprosecution It a showing of good cause, an action must be dismissed complaint are not served on a defendant within 90 day P. 4(m). Generally, a defendant must answer the coays if the defendant is the United States). Fed. R. Coction prior to the 90 days, however, if plaintiff(s) has/hay/ith respect to service of individuals and/or business exercise all reasonable diligence and attempt service were present case, it appears that one or more of these time the court, on its own motion, orders plaintiff(s) to show 2025, why this action should not be dismissed for lack P. 78(b), the court finds that this matter is appropriate the Order to Show Cause will stand submitted upon the swer by the following defendant(s): COMENITY of sapplication for entry of default pursuant to Fed. R. Chamber of the date indicated above. Failure to file a timely responsible to comply with the orders of the court. See Local Rule sh R.R. Co., 370 U.S. 626, 629-30, 82 S.Ct. 1386, 1386 (1998).	Martha Mihich v. Midland Credit Management, Inc. Per Honorable Fernando M. Olguin, United States District June Vanessa Figueroa Deputy Clerk Court Reporter of Court Repor	Martha Mihich v. Midland Credit Management, Inc. Be Honorable Fernando M. Olguin, United States District Judge Vanessa Figueroa None Present Deputy Clerk Court Reporter / Recorder None Present or Defendat None Present None Present S: (In Chambers) Order to Show Cause Re: Dismissal Re: Lac Prosecution It a showing of good cause, an action must be dismissed without preju and complaint are not served on a defendant within 90 days after the complaint P. 4(m). Generally, a defendant must answer the complaint within 21 anys if the defendant is the United States). Fed. R. Civ. P. 12(a). The cuttoin prior to the 90 days, however, if plaintiff(s) has/have not diligently p vith respect to service of individuals and/or business entities in a foreig pexercise all reasonable diligence and attempt service within the 90-day tir persent case, it appears that one or more of these time periods has not the court, on its own motion, orders plaintiff(s) to show cause in writing or 2025, why this action should not be dismissed for lack of prosecution. P P. 78(b), the court finds that this matter is appropriate for submission w the Order to Show Cause will stand submitted upon the filing of: Swer by the following defendant(s): COMENITY CAPITAL BANK If s application for entry of default pursuant to Fed. R. Civ. P. 55(a): NITY CAPITAL BANK If s motion for default judgment pursuant to Fed. R. Civ. P. 55(b): the date indicated above. Failure to file a timely response to this Orde essult in the action or the above defendant(s) being dismissed for lack of pi to comply with the orders of the court. See Local Rule 41; Fed. R. Civ. P. sh R.R. Co., 370 U.S. 626, 629-30, 82 S.Ct. 1386, 1388 (1962).